

## Liquidator's Progress Report

# S.192

Pursuant to Sections 92A and 104A and 192  
of the Insolvency Act 1986

To the Registrar of Companies

Company Number

06918370

Name of Company

Smart Power Products Limited

We

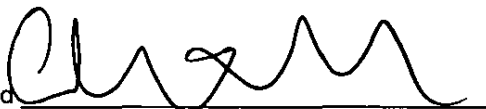
Stephen Powell, 12/14 Carlton Place, Southampton, SO15 2EA

Gordon Johnston, 12/14 Carlton Place, Southampton, SO15 2EA

the liquidator(s) of the company attach a copy of our Progress Report  
under section 192 of the Insolvency Act 1986

The Progress Report covers the period from 13 April 2015 to 12 April 2016

Signed



Date

25.5.16

HJS Recovery (UK) Ltd  
12/14 Carlton Place  
Southampton  
SO15 2EA

Ref 5695SMAX/SP/GJ/SJ/JP/HS

THURSDAY




A17

\*A57S9569\*  
26/05/2016  
COMPANIES HOUSE

#55

**Smart Power Products Limited**  
**(In Liquidation)**  
**Joint Liquidators' Abstract of Receipts & Payments**

Statement of Affairs		From 13/04/2015 To 12/04/2016
1,000 00	ASSET REALISATIONS VAT Refund	NIL NIL
(87,836 00)	UNSECURED CREDITORS Trade & Expense Creditors	NIL
(70,000 00)	Rupert Sweet-Escott	NIL NIL
(396 00)	DISTRIBUTIONS Ordinary Shareholders	NIL NIL
(157,232 00)		NIL
REPRESENTED BY		NIL

  
\_\_\_\_\_  
Stephen Powell  
Joint Liquidator

# **Liquidators' Annual Progress Report to Creditors & Members**

**Smart Power Products Limited  
- In Liquidation**

**25 May 2016**

## **SMART POWER PRODUCTS LIMITED - IN LIQUIDATION**

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- B** Time Analysis for the Period from 13 April 2015 to 12 April 2016
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- D** Details of the type of work conducted in the Liquidation

## SMART POWER PRODUCTS LIMITED - IN LIQUIDATION

### 1 Introduction and Statutory Information

- 1 1 I, Stephen Powell of HJS Recovery (UK) Ltd, was appointed as Joint Liquidator of Smart Power Products Limited (the **Company**), together with my colleague Gordon Johnston, on 13 April 2015. This progress report covers the period from 13 April 2015 to 12 April 2016 (**the Period**) and should be read in conjunction with any previous progress reports which have been issued.
- 1 2 The principal trading address of the Company was 20 The Broadway, Thatcham, Berkshire, RG19 3HX.
- 1 3 The registered office of the Company has been changed to HJS Recovery, 12-14 Carlton Place, Southampton, SO15 2EA and its registered number is 06918370.

### 2 Progress of the Liquidation

- 2 1 This section of the report provides creditors with an update on the progress made in the liquidation during the Period.
- 2 2 At Appendix A is a Receipts and Payments Account for the Period.
- 2 3 Attached at Appendix B is a time analysis outlining the time spent by the Liquidators and their staff during the period of this report.
- 2 4 Further information about the basis of remuneration agreed in this case and the Liquidators' fees can be found in section 4 of this report.

#### **Realisation of Assets**

##### **VAT Refund**

- 2 5 The directors estimated Statement of Affairs reported a VAT refund with an estimated value to realise of £1,000. It came to light that HMRC was owed £13,760 in respect of PAYE and the refund was set off against this debt. As such, no refund will be received.

##### **Director's Contributions**

- 2 1 In the absence of any material level of realisable assets, it was agreed with the director that a payment of £3,600 would be made towards this firm's costs in convening the meetings of members and creditors, for assistance in dealing with the preparation of the statement of affairs and the costs of the liquidation. Many attempts were made to contact the director and no response was received. The balance is being pursued and any funds received would be utilised against HJS fees.

##### **Creditors (claims and distributions)**

- 2 2 Further information on the anticipated outcome for creditors in this case can be found at section 3 of this report. A Liquidator is not only required to deal with correspondence and claims from unsecured creditors (which may include retention of title claims), but also those of any secured and preferential creditors of the Company. This may involve separate reporting to any secured creditor and dealing with distributions from asset realisations caught under their security, most typically a debenture.
- 2 3 Claims from preferential creditors typically involve employee claims and payments made on behalf of the Company by the Redundancy Payments Service following dismissal.
- 2 4 The above work will not necessarily bring any financial benefit to creditors generally, however a Liquidator is required by statute to undertake this work. Similarly, if a distribution is to be paid to any class of creditor, work will be required to agree those claims and process the dividend.

## SMART POWER PRODUCTS LIMITED - IN LIQUIDATION

payments to each relevant class of creditor. The more creditors a company has, the more time and cost will be involved by the Liquidator in dealing with those claims.

### ***Investigations***

- 2.6 Some of the work the Liquidator is required to undertake is to comply with legislation such as the Company Directors' Disqualification Act 1986 (**CDDA 1986**) and Statement of Insolvency Practice 2 – Investigations by Office Holders in Administration and Insolvent Liquidations and may not necessarily bring any financial benefit to creditors, unless these investigations reveal potential asset recoveries that the Liquidator can pursue for the benefit of creditors.
- 2.7 We can confirm that we have submitted a report on the conduct of the Directors of the Company to the Department for Business Innovation & Skills under the CDDA 1986. As this is a confidential report, we are unable to disclose the contents.
- 2.8 Shortly after appointment, we made an initial assessment of whether there could be any matters that might lead to recoveries for the estate and what further investigations may be appropriate. This assessment took into account information provided by creditors either at the s98 meeting or as a response to our request to complete an investigation questionnaire. Our investigations have not revealed any issues requiring further report or any further potential recoveries which could be pursued for the benefit of creditors.

## **3 Creditors**

### ***Secured Creditors***

- 3.1 There are no preferential creditors in this matter.

### ***Preferential Creditors***

- 3.2 There are no preferential creditors in this matter.

### ***Unsecured Creditors***

- 3.3 We have received claims totalling £45,752 from nine creditors. We have yet to receive claims from eleven creditors whose debts total £34,472 as per the Company's statement of affairs.
- 3.4 We would confirm that no dividend to creditors will be made in this case.

## **4 Liquidators' Remuneration**

- 4.1 The Creditors approved that the basis of the Liquidators' remuneration was fixed by reference to the time properly spent by them and their staff in managing the Liquidation.
- 4.2 My time costs for the Period are £3,255.50. This represents 24.23 hours at an average rate of £134.36 per hour. Attached as Appendix B is a Time Analysis which provides details of the activity costs incurred by staff grade during the Period in respect of the costs fixed by reference to time properly spent by me in managing the liquidation. To date, no fees have been drawn on account. Disbursements totalling £377.25 have been incurred since appointment, however they have not been drawn due to insufficient funds in the Liquidation.
- 4.3 In considering the remaining work to be done in this liquidation, we currently anticipate that the time costs to complete the liquidation will be approximately £1,000. We will update creditors on this in our next progress report.
- 4.4 A copy of 'A Creditors' Guide to Liquidators' Fees' is available on request or can be downloaded from [www.hjsrecovery.co.uk/publications](http://www.hjsrecovery.co.uk/publications).

## SMART POWER PRODUCTS LIMITED - IN LIQUIDATION

- 4 5 Attached as Appendix C is additional information in relation to the Liquidators' fees, expenses and disbursements, including where relevant, information on the use of subcontractors and professional advisers

### 5 Creditors' Rights

- 5 1 Within 21 days of the receipt of this report, a secured creditor, or an unsecured creditor (with the concurrence of at least 5% in value of the unsecured creditors) may request in writing that the Liquidators provide further information about his remuneration or expenses which have been itemised in this progress report
- 5 2 Any secured creditor, or an unsecured creditor (with the concurrence of at least 10% in value of the unsecured creditors) may within 8 weeks of receipt of this progress report make an application to court on the grounds that, in all the circumstances, the basis fixed for the Liquidators' remuneration is inappropriate and/or the remuneration charged or the expenses incurred by the Liquidators, as set out in this progress report, are excessive

### 6 Next Report

- 6 1 We are required to provide a further report on the progress of the liquidation within two months of the next anniversary of the liquidation, unless we have concluded matters prior to this, in which case we will write to all creditors with our final progress report ahead of convening the final meeting of creditors

Yours faithfully



**Stephen Powell FCCA MABRP**  
Joint Liquidator





**Smart Power Products Limited  
(In Liquidation)  
Joint Liquidators' Abstract of Receipts & Payments**

**Appendix A**

Statement of Affairs		From 13/04/2015 To 12/04/2016	From 13/04/2015 To 12/04/2016
1,000 00	ASSET REALISATIONS VAT Refund	<u>NIL</u> <u>NIL</u>	<u>NIL</u> <u>NIL</u>
(87,836 00)	UNSECURED CREDITORS Trade & Expense Creditors	<u>NIL</u>	<u>NIL</u>
(70,000 00)	Rupert Sweet-Escott	<u>NIL</u> <u>NIL</u>	<u>NIL</u> <u>NIL</u>
(396 00)	DISTRIBUTIONS Ordinary Shareholders	<u>NIL</u> <u>NIL</u>	<u>NIL</u> <u>NIL</u>
<u>(157,232.00)</u>		<u><u>NIL</u></u>	<u><u>NIL</u></u>

REPRESENTED BY

NIL



Stephen Powell  
Joint Liquidator

## TIME AND CHARGE OUT SUMMARIES DATED 13 APRIL 2015 TO 12 APRIL 2016

Hours							
Classification of work function	Insolvency Practitioner	Manager/ Senior Manager	Supervisor	Assistants & Support Staff	Total Hours	Time Cost	Average hourly rate
Administration, Planning & Statutory Duties	1 00	0 70	1 80	9 10	12 60	£1,549 00	£122 94
Investigations	0 50	0 50	3 80	0 00	4 80	£940.00	£195 83
Realisations of assets	0 50	0 20	0 00	3 85	4 55	£557 75	£122 58
Creditors	0 00	0 10	0 00	1 68	1 78	£146 25	£82 16
Tax reviews	0 00	0 00	0 00	0 50	0 50	£62 50	£125 00
<b>Total Hours</b>	<b>2 00</b>	<b>1 50</b>	<b>5 60</b>	<b>15 13</b>	<b>24 23</b>	-	-
<b>Total Costs</b>	<b>£700.00</b>	<b>£300 00</b>	<b>£980 00</b>	<b>£1,275 50</b>	-	<b>£3,255 50</b>	<b>£134 36</b>
Current Chargeout rates	£350	£200 - £275	£150 - £175	£50 - £125			

## SMART POWER PRODUCTS LIMITED - IN LIQUIDATION

### Appendix C

#### Additional Information in Relation to the Liquidators' Fees, Expenses & Disbursements

##### 7 Staff Allocation and the Use of Sub-Contractors

- 7 1 The general approach to resourcing our assignments is to allocate staff with the skills and experience to meet the specific requirements of the case
- 7 2 The constitution of the case team will usually consist of a Partner, a Manager, and an Administrator or Assistant. The exact constitution of the case team will depend on the anticipated size and complexity of the assignment and the experience requirements of the assignment
- 7 3 We are not proposing to utilise the services of any sub-contractors in this case

##### Professional Advisors

- 7 4 On this assignment we have not used the services of any professional advisors

##### 8 Liquidators' Expenses & Disbursements

- 8 1 An analysis of the expenses paid to the date of this report, together with those incurred but not paid at the date of this report is provided below

	Paid in the period covered by this report £	Incurred but not paid to date £	Total anticipated cost £
Statutory advertising	Nil	251	251
Specific penalty bond	Nil	28	28
External meeting room hire	Nil	30	30
Land Registry Search fee	Nil	3	3
Category 2 disbursements - mileage	Nil	65 25	65 25

- 8 2 Category 1 disbursements do not require approval by creditors. The type of disbursements that may be charged as a Category 1 disbursement to a case generally comprise of external supplies of incidental services specifically identifiable to the case, such as postage, case advertising, invoiced travel and external printing, room hire and document storage. Also chargeable will be any properly reimbursed expenses incurred by personnel in connection with the case. These disbursements are included in the tables of expenses above
- 8 3 Category 2 disbursements do require approval from creditors. These are costs which are directly referable to the appointment in question but are not payments which are made to an independent third party and may include shared or allocated costs that can be allocated to the appointment on a proper and reasonable basis such as internal room hire, document storage or business mileage. Details of Category 2 disbursements charged by this firm (where appropriate) were provided at the time the Liquidator's fees were approved by creditors. Any Category 2 disbursements incurred are specifically highlighted in the tables of expenses above

##### 9 Charge-Out Rates

- 9 1 HJS Recovery's current charge-out rates effective from 31 May 2011 are detailed below. Please note this firm records its time in minimum units of 6 minutes

## SMART POWER PRODUCTS LIMITED - IN LIQUIDATION

92

	(Per hour) £
Insolvency Practitioners	350
Senior Managers & Managers	200-275
Senior Managers & Managers	150-175
Administrators and Support Staff	50-125
Specialist departments within HJS accountants, such as Tax, VAT and Pensions, do sometimes charge a small number of hours to an assignment, should the Insolvency Partners require their expert advice. Their rates do vary however, the figures given below provide an indication of the rates charged per hour	
Directors	110-175
Senior Managers & Managers	82-120
Supervisors	42-70
Administrators and Support Staff	20-40

Please note that we reserve the right to amend these rates from time to time during the course of the assignment, however any material amendments to these rates will be advised to creditors in the next statutory report

## **Appendix D**

An indication of the tasks undertaken by the Joint Liquidators and their staff are detailed below

### **Administration and Planning**

- Statutory duties associated with the appointment including the filing of relevant notices,
- Notification of appointment to creditors, members, employees and other interested parties,
- Reviewing available information to determine appropriate strategy,
- Setting up case files,
- Setting up and maintaining bank accounts
- Progress reviews of the case
- Statutory reporting to creditors

### **Realisation of Assets**

Please refer to section 2 of the report, but in summary the time spent includes

- Debt Collection

### **Creditors**

- Recording and maintaining the list of creditors,
- Meetings with creditors
- Recording creditor claims,
- Dealing with creditor queries,
- Reviewing and evaluating creditor claims and providing responses

### **Investigations**

- Corresponding with the former directors & management
- Recovery and schedule of the company's books and statutory records
- Conduct an analytical review of company records

## **SMART POWER PRODUCTS LIMITED - IN LIQUIDATION**

- Review of questionnaires and comments provide by interested parties
- Questioning of directors and other key personnel,
- Completion of statutory report to the Department for Business, Innovation and Skills

### **Tax Reviews**

- Completion of post-appointment VAT returns and Corporation Tax returns
- Review of post appointment tax matters